

James C. Krieg [SBN 77069] (jkrieg@kksrr.com)
Allison Lane Cooper [SBN 152384] (acooper@kksrr.com)
KRIEG, KELLER, SLOAN, REILLEY & ROMAN LLP
555 Montgomery Street, 17th Floor
San Francisco, CA 94111
Telephone: (415) 249-8330
Facsimile: (415) 249-8333

Attorneys for Defendants
FOLEY & LARDNER LLP and STEPHEN I. BURR

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

ANITA HUNTER, an individual, et al.
Plaintiffs;

v.

CITIBANK, N.A, a Nevada Corporation, et al.
Defendants.

Case No.: 09-02079 JW

(Related to Case No. 07-CV-02795-JW)

Assigned to: Honorable James Ware

**STIPULATION AND [PROPOSED]
ORDER EXCUSING DEFENDANT
FOLEY & LARDNER LLP AND
STEPHEN I. BURR FROM
DISCOVERY AND OTHER
DEADLINES**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned
counsel, that because the parties have reached a settlement, have executed a binding term sheet
and are preparing a settlement agreement, Defendants Foley & Lardner LLP and Stephen I. Burr
are (1) excused from compliance with any case deadlines, including those set forth in the
Revised Stipulation and Order Re: Case Schedule (Docket No. 317), and (2) not required to

///

///

///

1 participate in further discovery unless ordered by the Court. A settlement agreement will be
2 presented to the Court for approval upon execution. A proposed order is attached.

3
4 Dated: October 11, 2010

By: /s/ Allison Lane Cooper

5 ALLISON LANE COOPER, SBN 152384

6 JAMES KRIEG, SBN 77069

KRIEG, KELLER, SLOAN, REILLEY & ROMAN LLP

7 555 Montgomery Street, 17th Floor

8 San Francisco, CA 94111

Telephone: (415) 249-8330

*Attorneys for Defendants Foley & Lardner LLP and Stephen I.
Burr*

10 Dated: October 11, 2010

By: /s/ Robert L. Brace

11 ROBERT L. BRACE, SBN 122240

12 MICHAEL P. DENVER, SBN 199279

HOLLISTER & BRACE

13 P.O. Box 630

14 Santa Barbara, CA 93102

Telephone: (805) 963-6711

15 THOMAS G. FOLEY, JR, SBN 65812

16 **FOLEY, BEZEK, BEHLE & CURTIS LLP**

17 15 W. Carrillo Street

Santa Barbara, CA 93101

18 Telephone: (805) 962-9495

Attorneys for Plaintiffs and the Class

19 ANTHONY R. ZELLE, SBN 548141

20 BRIAN MCDONOUGH, SBN 637999

ZELLE MCDONOUGH & COHEN LLP

21 101 Federal Street, 14th Floor

22 Boston, MA 02110

Telephone: (617) 742-6520 x219

Attorneys for Plaintiff Quirk Infiniti and the Class

24 ///

25 ///

26 ///

27 ///

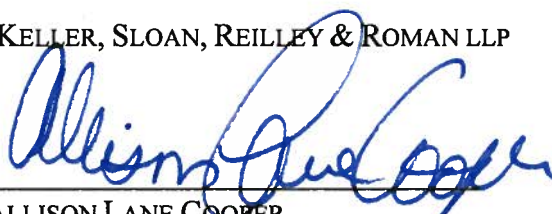
ATTESTATION CLAUSE

I, Allison Lane Cooper, am the ECF User whose ID and password are being used to file this STIPULATION AND [PROPOSED] ORDER EXCUSING DEFENDANT FOLEY & LARDNER LLP AND STEPHEN I. BURR FROM DISCOVERY AND OTHER DEADLINES. In compliance with General Order 45, X.B., I hereby attest that Robert L. Brace has concurred in this filing

Dated: October 11, 2010

KRIEG, KELLER, SLOAN, REILLEY & ROMAN LLP

By:


ALLISON LANE COOPER
ATTORNEYS FOR DEFENDANTS
FOLEY & LARDNER LLP and
STEPHEN I. BURR

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

ANITA HUNTER, an individual, et al.

Plaintiffs;

v.

CITIBANK, N.A, a Nevada Corporation, et al.

Defendants.

Case No.: 09-02079 JW


(Related to Case No. 07-CV-02795-JW)

Assigned to: Honorable James Ware

**[PROPOSED] ORDER EXCUSING
DEFENDANT FOLEY & LARDNER
LLP AND STEPHEN I. BURR FROM
DISCOVERY AND OTHER
DEADLINES**

The Court, after considering the Stipulation Excusing Defendants Foley & Lardner LLP and Stephen I. Burr from Discovery and other Deadlines, hereby **ORDERS** that Defendants Foley & Lardner LLP and Stephen I. Burr are excused from responding to or answering the Third Amended Complaint.

PURSUANT TO STIPULATION, IT IS SO ORDERED on this 14th day of October, 2010.



Honorable James Ware
United States District Judge